

## **EXHIBIT 12**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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VIRGIN ENTERPRISES LIMITED,

Plaintiff,

- against -

THOMAS FRANK, VIRGIN-INVESTMENT.COM,  
N.C. SMOL, VIRGIN-AMERICA.COM, DIRECT  
INFORMATION PVT LTD, VIRGINMACAU.COM,  
C3 FINANCIAL SERVICES, INC.,  
VIRGINMONEYUSA.COM, INTERNET EQUITY  
INVESTORS, LLC, VIRGINPROPERTIES.COM,  
1734488 ONTARIO INC., VIRGINPROPERTIES.NET,  
QUENTRALL AIR CONDITIONING SERVICES, and  
VIRGIN-PROPERTIES.COM,

Defendants.  
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07 Civ. 6234 (LAP)

ECF CASE

**PROPOSED ORDER FOR  
DEFAULT JUDGMENT**

This action having been commenced by the filing of the complaint on July 5, 2007; a copy of the summons and complaint having been served on Defendant Thomas Frank (“Frank”) on July 12, 2007; the amended complaint having been filed and served on July 17, 2007; and Frank not having appeared in this action, and his time for doing so having expired, it is hereby

ORDERED, that Frank, his servants, employees, representatives, attorneys, successors, and assigns, and all others acting in active concert or participation with him who receive notice of this Order, are permanently enjoined and restrained from using, registering, or maintaining any trade name, trademark, service mark, domain name, or other designation that incorporates the word “VIRGIN”; and it is further

ORDERED, that the registration of the domain name VIRGIN-INVESTMENT.COM is hereby TRANSFERRED to Plaintiff Virgin Enterprises Limited (“VEL”); and it is further

ORDERED, that the registrar GoDaddy.com, or any subsequent registrar, is hereby directed to associate the domain name VIRGIN-INVESTMENT.COM with an internet protocol sequence to be supplied by VEL; and it is further

ORDERED, that Verisign, Inc., as the registry, change the registrar of record for the domain name VIRGIN-INVESTMENT.COM from the current registrar, GoDaddy.com, to a registrar selected by VEL, including without limitation, Register.com, Inc. or Network Solutions, LLC, which subsequently will register the domain name VIRGIN-INVESTMENT.COM in the name of Virgin Enterprises Ltd.

DONE and ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2007.

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The Honorable Judge Loretta A. Preska  
United States District Judge  
Southern District of New York